



North Bay Village

1666 Kennedy Causeway, Suite 300 North Bay Village, FL 33141
Tel: (305) 756-7171 Fax: (305) 756-7722 Website: www.nbvillage.com

NORTH BAY VILLAGE, FLORIDA DECLARATION OF STATE OF EMERGENCY

WHEREAS, on March 1, 2020, Florida Governor Ron DeSantis issued Executive Order No. 20-51 declaring a public health emergency due to the public health threat resulting from the spread of the Novel Coronavirus Disease (COVID-19) in every county in the State of Florida, including Miami-Dade, to handle this public health threat; and

WHEREAS, on March 9, 2020, Governor Ron Desantis signed Executive Order No.20-52, thereby declaring a public health emergency in the State of Florida due to the public health threat resulting from the spread of the Novel Coronavirus Disease (COVID-19); and

WHEREAS, on March 11, 2020, Miami-Dade County Mayor Carlos Gimenez declared a state of emergency in Miami-Dade County; and

WHEREAS, the World Health Organization's International Health Regulations Emergency Committee declared the outbreak a "public health emergency of international concern"; and

WHEREAS, the U.S. Centers for Disease Control and Prevention (CDC) is recommending that travelers avoid nonessential travel to and from countries designated by the CDC as Level 3, which currently include China, Iran, South Korea; and other European Countries, and

WHEREAS, the CDC is predicting that it is "likely" that "widespread transmission" of COVID-19 will occur in the United States; and

WHEREAS, it is the innate responsibility of the governing body of each political subdivision of the State of Florida to safeguard the life and property of its residents; and

WHEREAS, in Miami-Dade County, Florida, multiple people have tested presumptively positive for the Coronavirus Disease (COVID-19), a serious respiratory illness that causes symptoms similar to influenza including coughing, fever, and shortness of breath; and

WHEREAS, Coronavirus 2019 (CODVID-19) is a major worldwide pandemic and a possible impending threat to North Bay Village residents and Staff.



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WHEREAS, Chapter 252, Florida Statutes, provides authority for a political subdivision to declare a State of Local Emergency and waive certain procedures and formalities otherwise required of political subdivisions by law; and

WHEREAS, North Bay Village, pursuant to its home rule powers has adopted certain emergency procedures; and

WHEREAS, Section 54.10 of the North Bay Village Code of Ordinances allows the Village Manager to issue a declaration of a state of emergency and the issuance of resolutions as required because of a condition which threatens or adversely affects the public health when a federal or a state, county or local emergency management agency informs the Village or the public that emergency conditions; and

WHEREAS, the Village Manager, shall perform the function of Director of Emergency Management and shall implement, manage and report on all actions authorized and taken under the provisions of Title V, Chapter 54 of the North Bay Village Code of Ordinances.

NOW, THEREFORE, I, Ralph Rosado Ph.D., AICP, as Manager of North Bay Village, by virtue of the authority vested in me by Title V, Chapter 54 of the North Bay Village, Florida Code of Ordinances, and all other applicable laws, promulgate the following to take immediate effect:



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Section 1. Declaration Because of the foregoing conditions, and pursuant Title V, Chapter 54 of the North Bay Village Code or Ordinances, I declare that a state of emergency exists in North Bay Village, Florida, due to the Coronavirus 2019 (COVID-19) a condition which threatens or adversely affects the public health of our community.

Section 2. Emergency Management I shall perform the function of Director of Emergency Management for the duration of this emergency and shall implement, manage and report on all actions authorized and taken under the provisions of Title V, Chapter 54 of the North Bay Village Code of Ordinances, including the execution of the Village's Emergency Management Plan and other response, recovery, and mitigation plans necessary to cope with the emergency, as allowed under law. As Director of Emergency Management, I shall have the powers, duties, and responsibilities listed in Section 54.04 of the North Bay Village Code of Ordinances. Pursuant to Section 54.05 of the North Bay Village Code of Ordinances, emergency resolutions authorized by Title V, Chapter 54 of the North Bay Village Code of Ordinances may include, but are not limited to, the following subjects:

1. Evacuation;
2. Curfews; declaration of areas off-limits;
3. Suspension or regulation of the sale of, or offer to sell, with or without consideration; alcoholic beverages; explosives; or combustibles;
4. Prohibiting the sale of merchandise, goods or services at more than the average retail price;
5. Water use restrictions;
6. Suspension of local building regulations;
7. Regulating the use of and rationing of fuel, ice, and other essentials;
8. Emergency procurement procedures.

Section 3. Suspension of Local Laws Find that the Village may suspend any local law, rule, or order that would in any way prevent, hinder, or delay any mitigation, response, or recovery action necessary to cope with this emergency.

Section 4. Restrictions Pursuant to Florida Governor Ron DeSantis Executive Order No. 20-51 and 20-52 North Bay Village reserves any right, benefit, or assistance offered by the State in Executive Order No. 20-51 and 20-52, and reserves its right to waive the procedures and formalities otherwise required of North Bay Village by law pertaining to the items listed in the executive order.



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Section 5. Effective Date This declaration of a state of emergency shall take effect immediately and shall continue until threat or danger no longer exists and/or until declared to be terminated by the Village Manager or Village Commission pursuant to Section 54.05(e).

DULY DECLARED AND EXECUTED by the Village Manager of North Bay Village, Florida, in accordance with Title V, Chapter 54 of the North Bay Village, Florida Code of Ordinances, this 12 day of March 2020.

Ralph Rosado, P.hD., AICP
Village Manager
North Bay Village